

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF VIRGINIA  
NORFOLK DIVISION**

**ePLUS, INC.,** )  
 )  
 ) **Plaintiff,** ) **Civil Action No. 2:09cv232-HCM-TEM**  
 )  
 **v.** )  
 )  
 )  
 **PERFECT COMMERCE, INC.,** )  
 **SCIQUEST, INC., and** )  
 **LAWSON SOFTWARE, INC.,** )  
 )  
 **Defendants.** )

**NOTICE OF PLAINTIFF ePLUS, INC.'S**  
**APPENDIX OF UNREPORTED CASES CITED IN ITS**  
**BRIEF IN SUPPORT OF MOTION TO COMPEL DISCOVERY FROM DEFENDANT**  
**LAWSON SOFTWARE, INC.**

Please notice attached hereto are the unreported cases cited in ePlus, Inc.'s Brief in Support of Motion to Compel Discovery from Defendant Lawson Software, Inc., previously filed with the Court. Below is an index provided to assist in locating each case.

<i>Avery Dennison Corp. v. UCB SA,</i> 1996 WL 633986 (N.D. Ill. Oct. 29, 1996).....	Tab 1
<i>Cappetta v. G.C. Servs. Ltd.,</i> 2008 WL 5377934 (E.D. Va. Dec. 24, 2008) .....	Tab 2
<i>CSAV, Inc. v. Peerless Indus., Inc.</i> 2007 U.S. Dist. LEXIS 7841 (D. Minn. Feb. 2, 2007) .....	Tab 3
<i>Garrett v. Sprint PCS,</i> 2002 WL 181364 (D. Kan. Jan. 31, 2002).....	Tab 4
<i>Mushroom Assocs. v. Monterey Mushrooms, Inc.,</i> 25 U.S.P.Q.2d 1364, 1992 WL 442898 (N.D. Cal. 1992) .....	Tab 5
<i>Paper-Converting Machine Co. v. Magna Graphics Corp.,</i> 207 U.S.P.Q. 1136, 1980 WL 30340 (E.D. Wis. 1980).....	Tab 6
<i>PCR Golf Ball Co. v. Chemold Corp.,</i> 176 U.S.P.Q. 178, 1972 WL 17672 (E.D.N.Y. 1972) .....	Tab 7

*Perfect Web Techs., Inc. v. InfoUSA, Inc.*,  
2008 U.S. Dist. LEXIS 20761 (S.D. Fla. Mar. 17, 2008)..... Tab 8

*Ring Indus. Grp., LP v. E Z Set Tank Co.*,  
2008 U.S. Dist. LEXIS 48668 (W.D.N.C. June 11, 2008) ..... Tab 9

Respectfully submitted,

Date: September 24, 2009

/s/

---

Gregory N. Stillman (VSB #14308)  
Brent L. VanNorman (VSB #45956)  
**HUNTON & WILLIAMS LLP**  
500 East Main Street, Suite 1000  
Norfolk, VA 23510  
Telephone: (757) 640-5300  
Facsimile: (757) 625-7720  
gstillman@hunton.com  
bvannorman@hunton.com

Scott L. Robertson (*admitted pro hac vice*)  
Jennifer A. Albert (*admitted pro hac vice*)  
David M. Young (VSB #35997)  
**GOODWIN PROCTER LLP**  
901 New York Avenue, N.W.  
Washington, DC 20001  
Telephone: (202) 346-4000  
Facsimile: (202) 346-4444  
srobertson@goodwinprocter.com  
jalbert@goodwinprocter.com  
dyoung@goodwinprocter.com

Lana Shiferman (*admitted pro hac vice*)  
Natasha N. Aljalian (*admitted pro hac vice*)  
**GOODWIN PROCTER LLP**  
Exchange Place, 53 State Street  
Boston, MA 02109-2881  
Telephone: (617) 570-1000  
Facsimile: (617) 523-1231  
lshiferman@goodwinprocter.com  
naljalian@goodwinprocter.com

Andrew N. Satein (*admitted pro hac vice*)

**GOODWIN PROCTER LLP**

The New York Times Bldg.

620 Eighth Avenue

New York, NY 10018-1405

Telephone: (212) 459-7032

Facsimile: (212) 355-3333

astein@goodwinprocter.com

Attorneys for Plaintiff ePlus, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that on the 24th day of September, 2009, I will electronically file the foregoing Notice of Plaintiff ePlus, Inc.'s Appendix of Unreported Cases Cited in its Brief in Support of Motion to Compel Discovery From Defendant Lawson Software, Inc., with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing to the following counsel of record:

Stephen E. Noona (VSB #25367)  
Kaufman & Canoles, P.C.  
150 West Main Street, Suite 2100  
Norfolk, VA 23510  
Telephone: (757) 624-3289  
Facsimile: (757) 624-3169  
senoona@kaufcan.com

***Counsel for Defendant Lawson Software, Inc.***

Daniel W. McDonald, Esq. (*admitted pro hac vice*)  
William D. Schultz (*admitted pro hac vice*)  
Rachel Clark Hughey (*admitted pro hac vice*)  
Andrew J. Lagatta (*admitted pro hac vice*)  
Joshua P. Graham (*admitted pro hac vice*)  
Merchant & Gould, P.C.  
3200 IDS Center  
80 South 8<sup>th</sup> Street  
Minneapolis, MN 55402-2215  
Telephone: (612) 332-5300  
Facsimile: (612) 332-9081  
dmcdonald@merchantgould.com

***Counsel for Defendant Lawson Software, Inc.***

/s/

---

Brent L. VanNorman (VSB #45956)  
**HUNTON & WILLIAMS LLP**  
500 East Main Street, Suite 1000  
Norfolk, VA 23510  
Telephone: (757) 640-5300  
Facsimile: (757) 625-7720  
bvannorman@hunton.com  
Counsel for Plaintiff, ePlus, Inc.